

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 4313 of 1994

Bank of India Plaintiffs

vs.

Ajit Singh Kapoor and ors. Defendant

O. A. Das for plaintiffs

None for defendants

CORAM: A. S. AGUIAR J.

Date: 15/3/2005

P.C.

None for the defendants, though served. Affidavit of service is on record. The defendants have not filed any written statement. Hence the matter as far as defendant no.2 is concerned was transferred by order dated 4th April 2001 of the Prothonotary to the list of undefended suits.

Since defendant no.2 has not filed any written statement there will be a decree under Order VIII Rule 10 CPC in terms of prayer clauses (a), (b) and (c) of the plaint. Receiver stands discharged without passing accounts.

Suit stands disposed of with no order as to costs.

C.C. expedited.

(A. S. AGUIAR J.)

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